

## U.S. Fish and Wildlife Serv., Interior

## § 32.35

4. Deer hunters may only possess shot shells that shoot a single projectile (*i.e.*, slugs).

5. We prohibit turkey hunting in the Core Area at all times.

6. We only allow turkey hunters to enter the refuge from ½ hour before legal sunrise until ½ hour after legal sunset.

7. Turkey hunters may only possess approved nontoxic shot while in the field.

8. We allow the use of temporary stands, blinds, platforms, or ladders. You may construct blinds using manmade materials or natural vegetation found on the refuge. We prohibit bringing plants or their parts onto the refuge (see §27.52 of this chapter).

9. You must remove decoys, stands, blinds, platforms, and ladders from the refuge at the end of each day (see §27.93 of this chapter).

10. We prohibit entry into any closed area to retrieve downed game, unless the hunter has received written permission from the refuge manager.

*D. Sport Fishing.* We allow sport fishing from the County Road A-40 right-of-way and in Buffalo Creek south of County Road 320th Street in accordance with State regulations subject to the following conditions:

1. We allow fishing from April 15 through September 30.

2. We allow fishing from legal sunrise to legal sunset.

3. We prohibit the use of boats, canoes, or other floating devices.

4. We prohibit the use or possession of lead terminal tackle.

### UPPER MISSISSIPPI RIVER NATIONAL WILDLIFE AND FISH REFUGE

Refer to §32.42 Minnesota for regulations.

[58 FR 5064, Jan. 19, 1993, as amended at 58 FR 29084, May 18, 1993; 59 FR 6685, 6692, Feb. 11, 1994; 59 FR 55186, Nov. 3, 1994; 60 FR 62042, Dec. 4, 1995; 61 FR 46395, Sept. 3, 1996; 63 FR 46916, Sept. 3, 1998; 65 FR 30783, May 12, 2000; 65 FR 56402, Sept. 18, 2000; 66 FR 46356, Sept. 4, 2001; 68 FR 57316, Oct. 2, 2003; 69 FR 54362, 54390, Sept. 8, 2004; 70 FR 54168, Sept. 13, 2005; 72 FR 51542, Sept. 7, 2007; 73 FR 33175, June 11, 2008; 76 FR 56070, Sept. 9, 2011]

## § 32.35 Kansas.

The following refuge units have been opened for hunting and/or fishing, and are listed in alphabetical order with applicable refuge-specific regulations.

### FLINT HILLS NATIONAL WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* We allow hunting of goose, duck, coot, dove, rail, woodcock, crow, and common snipe on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We allow waterfowl hunting only on portions of the refuge on the south side of the Neosho River.

2. We prohibit hunting on the Neosho River and using boats on the river to gain hunting access.

3. We prohibit shooting from or over roads and parking areas.

4. You must remove boats, decoys, portable blinds, other personal property, and any materials brought onto the area for blind construction at the end of each day (see §§27.93 and 27.94 of this chapter).

5. You may leave temporary blinds (other than portable blinds) constructed of natural vegetation found on site overnight. We prohibit bringing any type of live or dead vegetation onto the refuge for any purpose at any time. Construction of these temporary blinds does not constitute exclusive use of the blind.

6. Dogs must be under the owner's immediate control at all times.

7. We prohibit hunters or dogs retrieving game in areas closed to hunting.

8. We prohibit leaving decoys unattended at any time.

9. We allow crow hunting on designated areas of the refuge subject to the following conditions:

i. We prohibit the use of centerfire rifles and pistols for hunting on the range.

ii. We close hunting areas on the north side of the Neosho River to all hunting from November 1 through March 1.

iii. Conditions A2, A3, and A7 apply.

*B. Upland Game Hunting.* We allow hunting of pheasant, quail, prairie chicken, rabbit, and squirrel on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. Conditions A2, A3, A6, and A7 apply.

2. Hunters may possess only approved nontoxic shot (see §32.2(k)).

3. We prohibit the use of centerfire rifles and pistols for hunting on the refuge.

4. We close hunting areas on the north side of the Neosho River to all hunting from November 1 through March 1.

*C. Big Game Hunting.* We allow hunting of white-tailed deer and turkey on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We only allow shotguns, muzzleloading firearms (see §27.42 of this chapter), and archery equipment for deer hunting.

2. We do not open for deer hunting during the extended white-tailed deer antlerless season in January.

3. We require the use of approved nontoxic shot for turkey hunting (see §32.2(k)).

4. Dogs used during the fall turkey season must be under the owner's immediate control at all times (see §26.21(b) of this chapter).

5. We allow portable tree stands and/or portable ground blinds; however, you must remove them along with any other personal property at the end of each day (see §§27.93 and 27.94 of this chapter).

6. Conditions A2, A3, A7, B3, and B4 apply.

*D. Sport Fishing.* We allow fishing on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We do not open areas on the north side of the Neosho River to all fishing from November 1 through March 1, except for the Dove Roost pond and the Upper Burgess marsh.

2. We only allow fish bait collecting for personal use. We prohibit digging or habitat disturbance (see §27.51 of this chapter).

#### KIRWIN NATIONAL WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* We allow hunting of goose, duck, merganser, coot, mourning dove, and snipe on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. You may only possess six shells per day in the area from the Quillback Cove parking lot to the No Hunting Zone boundary east of Dogtown.

2. You may use natural vegetation to construct a temporary blind.

3. You may use portable hunting blinds.

4. We prohibit construction or use of any permanent blind.

5. We prohibit digging or using holes or pits for blinds.

6. We prohibit retrieval of waterfowl from an area closed to waterfowl hunting.

7. We only allow waterfowl hunting by boat in Bow Creek. You may not create a wake while in Bow Creek.

8. We allow motorized vehicles only on designated roads, parking lots, and boat ramps (see §27.31 of this chapter).

9. We prohibit the use of ATVs (all-terrain vehicle), OHVs (off-highway vehicle), NHVs (nonhighway vehicle), or snowmobiles on the refuge (see §27.31(f) of this chapter).

10. We prohibit commercial guiding on the refuge.

11. We prohibit overnight camping on the refuge.

12. We prohibit open fires on the refuge.

*B. Upland Game Hunting.* We allow hunting of pheasant, quail, prairie chicken, fox squirrel, cottontail rabbit, and turkey on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. You may only possess bow and arrow or shotguns no larger than 10 gauge on the refuge.

2. In addition to pheasant, we allow hunting of fox squirrel and cottontail rabbit only during pheasant season.

3. You may only possess six shells per day in the area from the Quillback Cove parking lot to the “Closed to Hunting” boundary east of Dogtown.

4. We prohibit retrieval of upland game from an area closed to upland game hunting.

5. We prohibit retrieval of turkey from an area closed to turkey hunting.

6. Conditions A8 through A12 apply.

*C. Big Game Hunting.* We allow hunting of deer and turkey on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We only allow archery hunting of deer.

2. You must obtain a refuge-issued permit to hunt deer on the refuge. You must sign and carry the permit in the field while hunting.

3. We prohibit construction or use of any permanent stand or blind (see §27.92 of this chapter).

4. We prohibit digging or using holes or pits for blinds.

5. You may use natural vegetation to construct a temporary blind.

6. We prohibit retrieving deer from an area closed to deer hunting.

7. We prohibit retrieving turkey from an area closed to turkey hunting.

8. We prohibit the use of nails, wires, screws, or bolts to attach a stand to a tree or hunting from a tree into which a metal object has been driven (see §32.2(i)).

9. Conditions A8 through A12 apply.

*D. Sport Fishing.* We allow fishing on the refuge in accordance with State regulations subject to the following conditions:

1. We allow access to Kirwin Reservoir by foot to bank or ice fish.

2. We allow motorized vehicles only on designated roads, parking lots, and boat ramps (see §27.31 of this chapter). We prohibit motorized vehicles on the ice.

3. We allow motorized boating in the main body of Kirwin Reservoir and in Bow Creek. You must not create a wake in Bow Creek or within 100 yards (90 m) of any shoreline or island in the main body of Kirwin Reservoir. We prohibit motorized boats in the Solomon Arm of Kirwin Reservoir.

4. We allow motorless boats in the Solomon Arm of Kirwin Reservoir from August 1 through September 30.

5. We prohibit access within 100 yards (90 m) of a nesting endangered or threatened species.

6. We allow noncommercial collection of bait fish in accordance with State regulations.

7. We prohibit fishing tournaments on the refuge.

8. We prohibit disposal of fish cleanings on the refuge (see §27.94 of this chapter).

9. Conditions A8 through A12 apply.

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### MARAIS DES CYGNES NATIONAL WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* We allow hunting of goose, duck, coot, rail, snipe, woodcock, and mourning dove on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We restrict outboard motor use to the westernmost 5½ miles (8.8 km) of the Marais des Cygnes River. You may use only non-motorized boats and electric trolling motors on remaining waters in designated areas of the refuge.

2. We prohibit discharge of firearms within 150 yards (135 m) of any residence or occupied building.

3. We allow only temporary portable blinds and blinds made from natural vegetation.

4. You must remove boats, decoys, portable blinds, and other personal property from the refuge at the end of each day (see §§27.93 and 27.94 of this chapter).

*B. Upland Game Hunting.* We allow hunting of cottontail rabbit, squirrel, and bobwhite quail on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. Condition A2 applies.

2. We prohibit centerfire and rimfire rifles and pistols.

3. You may possess only bow and arrow or shotguns smaller than 10 gauge while hunting upland game.

4. We require the use of approved nontoxic shot (see §32.2(k)).

*C. Big Game Hunting.* We allow hunting of white-tailed deer and turkey on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. Conditions A2, A3, A4, B2, and B4 apply.

2. You must possess and carry a refuge access permit to hunt deer and spring turkey.

3. We prohibit hunting with the aid of or distribution of any feed, salt, or other mineral (see §32.2(h)).

*D. Sport Fishing.* We allow fishing on designated areas of the refuge in accordance with State regulations subject to the following condition: Condition A1 applies.

### QUIVIRA NATIONAL WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* We allow hunting of goose, duck, coot, Virginia and Sora rail, mourning dove, and common snipe on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We open refuge hunting areas September 1 through February 28.

2. We may close refuge hunting areas to hunting without notice when whooping crane are present or emergencies arise.

3. We post refuge hunting areas as “Public Hunting Areas” and delineate them on the refuge hunting brochure map.

4. The refuge is open from 1½ hours before legal sunrise to 1½ hours after legal sunset. We prohibit hunters entering refuge hunting areas to set up decoys and other devices until 1 hour prior to legal shooting time (½ hour before legal sunrise). Hunters must remove all decoys within 1 hour following the end of legal shooting time (legal sunset).

5. We prohibit hunting from or across any road, trail, or parking area.

6. Hunters must park in designated parking areas.

7. We only allow portable devices or temporary blinds of natural vegetation. We prohibit construction of permanent blinds or pits (see §27.92 of this chapter).

8. We prohibit the retrieval of game from areas closed to hunting.

9. We prohibit the use of boats, canoes, or other watercraft.

*B. Upland Game Hunting.* We allow hunting of pheasant, quail, squirrel, and rabbit on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. Conditions A1 through A6, and A8 apply.

2. We only allow shotguns for hunting on the refuge.

*C. Big Game Hunting.* [Reserved]

*D. Sport Fishing.* We allow fishing on all waters on the refuge in accordance with State regulations subject to the following conditions:

1. You may take fish species listed in the State fishing regulations. We prohibit taking of frog, snake, or any other wildlife (see §27.21 of this chapter).

2. We prohibit the use of trotlines and setlines.

3. We prohibit the use of seines for taking bait.

4. We prohibit fishing from water control structures and bridges.

5. We restrict fishing in the designated “Kid’s Pond,” approximately ¼ mile (.4 km) WSW of headquarters, to youth age 14 and under, and to a parent and/or guardian age 18 or older accompanying a youth.

6. The bag limit for the Kid’s Pond is one fish per day.

7. We prohibit the use of boats, canoes, or other watercraft.

8. The refuge is open 1½ hours before legal sunrise to 1½ hours after legal sunset.

[58 FR 5064, Jan. 19, 1993, as amended at 60 FR 62042, Dec. 4, 1995; 62 FR 47378, Sept. 9, 1997; 63 FR 46916, Sept. 3, 1998; 65 FR 30783, May 12, 2000; 67 FR 58945, Sept. 18, 2002; 69 FR 54362, 54391, Sept. 8, 2004; 73 FR 33176, June 11, 2008; 74 FR 45684, Sept. 3, 2009; 76 FR 3960, Jan. 21, 2011; 77 FR 56041, Sept. 11, 2012]